UNITED STATES DISTRICT COURT. DISTRICT OF MASSACHUSETTS CIVIL ACTION NO: 05-HBATROS OFFICE

DAVID S. BOLIVER, Plaintiff 2005 OCT 31 P 3:38

v.

CHASE MANHANTTAN BANK, Defendant

PLAINTIFF DAVID S. BOLIVER CERTIFICATE OF COMPLIANCE WITH L.R.16.1 (D) (3)

Pursuant to Local Rule 16.1(D) (3), plaintiff David Boliver, through his counsel hereby certifies that they have conferred:

- a. Regarding the establishment of a budget for the costs of conducting the full course and alternative courses of this litigation; and
- b. To consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in LR. 16.4.

Respectfully submitted,

David S.Boliver

By his Attorney K VO

Njoroge Kamau, Esq.

BBO# 659849

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P.O. Box 60251

Worcester, MA 01606

CERTIFICATE OF SERVICE

I, Njoroge Kamau, hereby certify that on this 31day of October, 2005, I caused a copy of the foregoing to be mailed, postage prepaid, to the following counsel of record, Darrell Mook, Donovan Hatem, LLP Two Seaport Lane Boston, Massachusetts 02210.

Date: October 31, 2005

Njoroge Kamau